

REQUEST FORM FOR FILE WRAPPER CONTINUING APPLICATION
UNDER 37 CFR §1.62

A-FWC
#20/c
4/2/98
C. Style

Prior Application: 08/328,632 of Porubek et al.

Examiner: M. Berch Art Unit: 1202

Attorney's Docket No.: 077319/0129

ADDRESS TO:

Assistant Commissioner for Patents
Box FWC
Washington, D. C. 20231

This is a Request for filing a [] continuation-in-part,
[x] continuation, [] divisional application under 37 CFR 1.62
of prior application Serial No. 08/328,632, filed on October 25,
1994, entitled COMPOUNDS HAVING SELECTIVE HYDROLYTIC POTENTIALS,
by the following named inventor(s):

Full Name of David Porubek
Inventor: Family Name, First Given Name, Second Given Name

Residence & Seattle, Washington USA
Citizenship: City, State or Country Citizenship

Post Office 2548 N.E. 92nd Street
Address: Seattle, Washington 98115

Full Name of Anil M. Kumar
Inventor: Family Name, First Given Name, Second Given Name

Residence & Seattle Washington India
Citizenship: City, State or Country Citizenship

Post Office 5035 15th Avenue N.E., #201
Address: Seattle, Washington, 98105

Full Name of Charles R. Bredl
Inventor: Family Name, First Given Name, Second Given Name

Residence & Kent, Washington USA
Citizenship: City, State or Country Citizenship

Post Office 24020 111th Place, S.E., #E-201
Address: Kent, Washington 98031

The above-identified prior application in which no payment of the issue fee, abandonment or, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application. (Note: 37 CFR 1.60 may be used for applications where the prior application is not to be abandoned.)

1. ☒ Enter the amendment previously filed on April 18, 1997, under 37 CFR 1.116, but unentered, in the prior application.
2. ☒ A preliminary amendment is enclosed.
3. ☒ The filing fee is calculated below. (Small entity fees indicated in parentheses.)

CLAIMS AS FILED IN THE PRIOR APPLICATION
LESS ANY CLAIMS CANCELED BY AMENDMENT BELOW

| | <u>Number Filed</u> | <u>Number Extra</u> | <u>Rate</u> | <u>Basic Fee \$770 (\$385)</u> |
|------------------------------|-------------------------|-------------------------|--------------------|------------------------------------|
| Total Claims | 20 - 20 | 0 | x \$22 (x \$11) | -0- |
| Independent Claims | 3 - 3 | 0 | x \$80 (x \$40) | -0- |
| Multiple Dependent Claims | | | \$260 (\$130) | -0- |
| | | | TOTAL FEE | \$385.00 |

4. ☐ The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required, or credit any overpayment to Deposit Account No. 19-0741.
5. ☐ A check in the amount of \$-0- is enclosed.
6. ☐ A new oath or declaration is included since this application is a continuation-in-part which discloses and claims additional matter.

7. [X] Amend the specification by inserting before the first line the sentence:

C /
--This application is a [] continuation-in-part, [x] continuation, [] division, of application Serial No. 08/328,632, filed October 25, 1994 which is a Continuation-In-Part of application Serial No. 08/306,091 filed on September 14, 1994, which is a Continuation-In-Part of application Serial No. 08/199,368 filed on February 18, 1994.--

8. [x] Small entity status, based on the verified statement filed in parent application Serial No. 08/328,632, filed October 25, 1994, is claimed under 37 CFR 1.28(a).
9. [x] Priority of application Serial No. 08/328,632 filed on October 25, 1994, in USA which is a Continuation-In-Part of application Serial No. 08/306,091 filed on September 14, 1994, in USA which is a Continuation-In-Part of application Serial No. 08/199,368 filed on February 18, 1994, in the USA is claimed under 35 USC 119.
10. [x] The prior application is assigned of record to: CELL THERAPEUTICS, INC..
11. [x] The power of attorney in the prior application is to: Stephen A. Bent, Reg. No. 29,768, and other members of the firm.
12. [] Also enclosed:

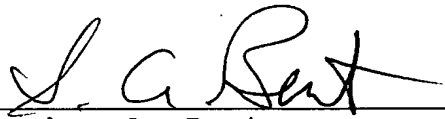
Address all further communications to: (May only be completed by applicant, or attorney or agent of record.)

FOLEY & LARDNER
Suite 500
3000 K Street, N.W.
Washington, DC 20007-5109
(202) 672-5300

Attorney's Docket No. 077319/0129

It is understood that secrecy under 35 USC 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 CFR 1.62 application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

September 18, 1997
Date



Stephen A. Bent
Reg. No. 29,768

FOLEY & LARDNER
Suite 500
3000 K Street, N.W.
Washington, DC 20007-5109
(202) 672-5300

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CELL THERAPEUTICS, INC.

Attention: Legal Affairs Department

201 Elliott Avenue West, Suite 400

Seattle, Washington 98119

Telephone: (206) 282-7100

Facsimile: (206) 284-6206

PATENT APPLICATION

08/328632

DOCKET NO.: 0204

DATE: October 25, 1994

CONTINUATION-IN-PART APPLICATION TRANSMITTAL

THE COMMISSIONER OF PATENTS AND TRADEMARKS

Washington, D.C. 20231

BOX PATENT APPLICATION

Prior Application Nos.: 08/199,368 &
08/306,091

Prior Examiners: M. Berch/unassigned

Prior Art Group: 1205/unassigned

Sir:

Transmitted herewith for filing is a Continuation-in-Part application of pending U.S. Application Nos. 08/199,368 and 08/306,091, filed February 18, 1994 and September 14, 1994, respectively of:

100 et al
INVENTORS: David Porubek, Anil M. Kumar and Charles R. Bredl.

FOR: COMPOUNDS HAVING SELECTIVE HYDROLYTIC POTENTIALS

Enclosed are:

- ☒ Ten (10) sheets of drawings (Figs. 1-10).
- ☐ An executed Assignment of the invention to CELL THERAPEUTICS, INC.
- ☐ An executed Declaration and Power of Attorney.
- ☒ An executed Verified Statement to establish small entity status under 37 CFR §§1.9 and 1.27.
- ☒ An Information Disclosure Statement with Form PTO-1449.
- ☒ The filing fee has been calculated as shown below:

| | NO. FILED | NO. EXTRA |
|---|-----------|---------------|
| BASIC FEE | +++++ | +++++ |
| TOTAL CLAIMS | 19 - 20 | [number] = 0* |
| INDEPENDENT CLAIMS | 2 - 3 | [number] = 0* |
| [] MULTIPLE DEPENDENT CLAIMS PRESENTED | | |

*If the difference is less than zero, enter "0".

SMALL ENTITY

| RATE | FEE |
|---------------|-------------|
| +++++ | = \$ 365.00 |
| [number] x 11 | = \$-0- |
| [number] x 38 | = \$-0- |
| +120 | = \$-0- |
| TOTAL | = \$365.00 |

☒ THE COMMISSIONER IS HEREBY AUTHORIZED TO CHARGE PAYMENT OF THE ABOVE-CALCULATED AND ANY ADDITIONAL FILING FEES REQUIRED UNDER 37 CFR §1.16, OR CREDIT ANY OVERPAYMENT TO DEPOSIT ACCOUNT NO. 03-1182. TWO DUPLICATE COPIES OF THIS SHEET ARE ENCLOSED.

DEPOSIT ACCOUNT USE

AUTHORIZATION

Please grant any extension necessary for entry.

Charge any fee due to our

DEPOSIT ACCOUNT NO. 03-1182.

Respectfully submitted,

Stephen Faciszewski

Stephen Faciszewski

Attorney for Applicants

Registration No. 36,131

10/94

08/328632

Docket No.: 0204

UNITED STATES PATENT SPECIFICATION

Title: COMPOUNDS HAVING SELECTIVE HYDROLYTIC POTENTIALS

Inventors: David Porubek, Anil M. Kumar and Charles R. Bredl

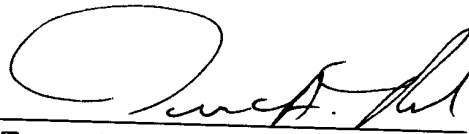
Date of Deposit: October 25, 1994

Docket No.: 0204

EXPRESS MAIL LABEL NUMBER: TB581103534US

I hereby certify that this patent specification is being deposited with the United States Postal Service as "Express Mail" to Addressee, service under 37 C.F.R. §1.10 on the date listed below, and is addressed to the Honorable Commissioner of Patents and Trademarks, Box Patent Application, Washington, D.C. 20231.

Signed:



Teresa A. Reed

Date:

October 25, 1994